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May 18, 2010

PCT LEGAL VIA FACSIMILE NO.: (571) 273-0459
ADMINISTRATION

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Mail Stop PCT
United States Patent and Trademark Office
Commissioner for Patents, Office of PCT Legal Administration
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Office of PCT Legal Administration

Re: **V. VENKATESHAN et al**

U.S. Patent Application No. 10/539,889 filed September 18, 2003
entitled "A Process of Characterization of Hepatocytes from Goat"
U.S. National Phase Entry of PCT No.: PCT/IN2003/000316
Webb Ref: 4544-051935

Dear Sir or Madam:

We are writing to request the current status of the above-identified patent application.

This application went abandoned on September 5, 2006, due to failure to respond to the Notice to File Missing Parts issued January 12, 2006. On September 20, 2006 our office filed a Petition to Revive, along with all required documents and fees. On October 11, 2006, a Decision was issued granting the Petition to Revive, and indicating that the application would be returned to the National Stage Processing Branch for further national stage processing. A copy of the Decision is attached for your information.

To date we have not received from the Patent and Trademark Office any communication regarding this patent application, and the PAIR record includes the Decision granting the Petition to Revive, but also still lists the application status as abandoned.

Please provide us with the current status of the application, as well as an estimate when the application is likely to be transferred for Examination by a technology center.

Very truly yours,

William H. Logsdon

WHL:kmn
Attachment

26L5424.DOC



UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

11 OCT 2006

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THE WEBB LAW FIRM

OCT 13 2006

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DECISION

In re Application of
 VENKATESHAN et al.
 Application No.: 10/539,889
 PCT No.: PCT/IN2003/000316
 Int. Filing Date: 18 September 2003
 Priority Date: 19 December 2002
 Attorney Docket No.: 4544-051935
 For: A PROCESS OF CHARACTERIZATION
 OF HEPATOCYTES FROM GOAT

This decision is in response to applicants' submission filed in the United States Patent and Trademark Office (USPTO) on 22 September 2006 which includes a declaration of inventors and a petition to revive under 37 CFR 1.137(b).

BACKGROUND

On 18 September 2003, applicants filed international application PCT/IN2003/000316, which designated the U.S. and claimed a priority date of 19 December 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 05 August 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 20 June 2005 (19 June 2005 being a Sunday).

On 20 June 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and the surcharge under 37 CFR 1.492(h) for filing any of the search fee, the examination fee, or the oath or declaration after the date of the commencement of the national stage.

On 12 January 2006, the United States Designated/Elected Office (DO/EO/US) mailed a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 (Form PCT/DO/EO/905) indicating, *inter alia*, that applicant must provide an oath or declaration of the inventors in compliance with 37 CFR 1.497(a)-(b). The NOTIFICATION set a two-month extendable period for reply.

Application No.: 10/539,889

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On 05 September 2006, the DO/EO/US mailed a NOTIFICATION OF ABANDONMENT (Form PCT/DO/EO/909) indicating that the application was abandoned as to the United States of America for failure to respond to the NOTIFICATION OF MISSING REQUIREMENTS mailed 12 January 2006.

On 22 September 2006, applicants filed the instant submission which includes a declaration of inventors and a petition to revive under 37 CFR 1.137(b).

DISCUSSION

A petition to revive the present application under 37 CFR 1.137(b) must include:

- (1) The required reply;
- (2) The petition fee;
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional.

As to item (1), the declaration of inventors filed 22 September 2006 is in compliance with 37 CFR 1.497(a)-(b).

As to item (2), applicant submitted the petition fee on 22 September 2006.

As to item (3), the required statement has been provided.

CONCLUSION

The petition under 37 CFR 1.137(b) is GRANTED for the reasons set forth above.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application.



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